

Remarks

Reconsideration of this Application is respectfully requested.

Upon entry of the foregoing amendment, claims 5-9, 14-18, and 33-38 are pending in the application, with claims 1, 5, 14, and 33-38 being the independent claims. Claims were previously withdrawn and cancelled without prejudice to or disclaimer of the subject matter therein. Claims 5-9, 14-18, and 33-38 are sought to be amended. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Based on the above amendment and the following remarks, Applicants respectfully request that the Examiner reconsider all outstanding rejections and that they be withdrawn.

Statement of Substance of Examiner Interview

Applicants' representatives gratefully acknowledge the courtesies extended to them by the Examiner in granting a telephone interview on August 3, 2009, during which discussions with Applicants' representative, Randall K. Baldwin, the Examiner clarified his comments regarding the teachings of the applied references. Applicants' representative also discussed distinctions between independent claims 1, 5, 14, and 33-38 and the applied references. The substance of the discussion and arguments in the telephone interview is included in the present remarks.

Rejections under 35 U.S.C. § 103

In paragraph 3 of the Office Action, claims 5-9, 14-18, and 33-38 were rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over U.S. Patent No. 6,421,717

to Kloba *et al.* (hereinafter "Kloba") in view of the Background of the invention of the present application, U.S. Pub. No. 2005/0070259 of Kloba *et al.* (hereinafter "the specification"). Based on the above amendments and following remarks, Applicants respectfully traverse this rejection.

Claim 5 recites features which distinguish over the applied references. As acknowledged by the Examiner on page 3 of the Office Action and as discussed during the aforementioned interview, Kloba fails to disclose "displaying data of the application data that corresponds to the selected web page formatted according to the at least one web page template", as recited in claim 5. Rather, the Examiner relies on the Background of the invention section of the present application to cure the deficiencies of Kloba. Specifically, the Examiner alleges that paragraphs [0005] and [0006] of the instant specification teach the above-noted feature of claim 5. Applicants respectfully disagree with this interpretation of the Background Art section of the instant specification.

As discussed during the aforementioned telephonic interview, Applicants respectfully disagree with the Examiner's characterization of the Background Art section of Applicants' specification.

The Background Art section of Applicants' specification does not teach or suggest the above-noted feature of claim 5. Paragraphs [0005] and [0006] of Applicants' specification read:

Such applications and websites are currently made accessible on mobile devices by copying the entire application, or copying the pages of interest of the website to the mobile device. For example, if a mobile device desires to have access to a data-driven website for offline viewing, a copy of all the pages of interest of the website are transferred to the mobile device. If the website is updated, the website must be entirely re-transmitted to the mobile device. For a data-driven application, a special mobile version of the application and related data are copied to the mobile

device. In either case, after transfer of the website or application to the mobile device, the mobile device can operate offline and view/interact with the website or application.

And:

This practice, however, has its limitations. For example, a large amount of storage is required on the mobile device to store all of the downloaded web pages incorporating data, or to store the entire application and related data. Furthermore, transfer times for these web pages and applications to the mobile device can be long, including the initial transfer time required, and the time required to transfer updates to the website or application to the mobile device.

In contrast, claim 5 recites "displaying data of the application data that corresponds to the selected web page formatted according to the at least one web page template". Applicants respectfully submit that at least this feature of claim 5 is not disclosed, taught, or suggested in above-quoted paragraphs of the "Background Art" section of the instant specification. Moreover, the Background Art section of the specification further describes that in contrast to what is described in the above-quoted paragraphs, "what is needed is a way to avoid the storage and transfer time problems that are present in conventional systems for accessing data-driven applications on mobile devices." (Applicants' specification, paragraph [0007]).

Even assuming *arguendo* that the methods described in the Background Art section of Applicants' specification could be properly combined with Kloba as alleged on pages 3 and 4 of the Office Action, the referenced Background Art is limited to "copying the *entire application*" and transferring "a copy of *all the pages of interest* of the website ... to the mobile device" (Applicants' specification, paragraph [0005]) (emphasis added). The Background Art section further describes a method whereby a "website must be entirely re-transmitted to the mobile device." (Applicants' specification, paragraph [0005]). A non-limiting example of the advantages of using embodiments of web page

templates is provided in the instant specification at, for example paragraph [0008], where it is explained that "instead of transferring all of the pages of interest to the mobile device, a smaller number of web page templates are transferred, along with the associated application data" and that "[i]n the case of an application, instead of copying an entire application to a mobile device, the application provider can generate a web page templates and application data for copying to the mobile device." Applicants' specification further describes that in embodiments of the invention, "[i]nstead of copying entire applications and/or websites to client devices, the present invention copies web page templates and related application data to mobile devices." (Applicants' specification, paragraph [0041]). The instant specification also explains that "[o]n the mobile device, the web page templates are filled in with the application data to create web pages that can be accessed/displayed on the mobile device" and that an advantage of using web page templates is that "[t]his is a more efficient way of viewing data-driven applications/websites on mobile devices relative to conventional systems." (Applicants' specification, paragraph [0041]).

In contrast to the web page template feature recited in claim 5 and described in the instant specification, the Background Art section merely describes "conventional systems" that "store all of the downloaded web pages incorporating data, or to store the entire application and related data." (Applicants' specification, paragraphs [0006] and [0007]). Clearly, the Background Art described in the specification does not suggest or teach "displaying a selected web page of the website on the mobile client device in an offline mode, comprising displaying data of the application data that corresponds to the selected web page formatted according to the at least one web page template", as recited in claim 5. Thus, the secondary applied reference, the Background Art section of

Applicants' specification, cannot be used to cure the deficiencies of Kloba. Therefore, the secondary applied reference cannot be combined with the main applied reference to establish a *prima facie* case of obviousness for claim 5.

Accordingly, the applied references, taken singly or in the allegedly obvious combination, do not teach or suggest each and every feature of claim 5. Accordingly, Applicants respectfully request that the Examiner reconsider and withdraw the rejection of claim 5, and find it allowable over the applied references. Dependent claims 6-9, which depend upon independent claim 5, are allowable for at least being dependent from an allowable independent claim, in addition to their own respective distinguishing features. See *In Re Fine*, 837 F.2d 1071 (Fed. Cir. 1988) and M.P.E.P. § 2143.03. Accordingly, Applicants respectfully request this rejection be removed and that claims 5-9 be passed to allowance.

Moreover, each of dependent claims 6-9 recites additional features in combination with the features of its respective base claim and is believed allowable in its own right. Individual consideration of the dependent claims respectfully is requested.

For example, claims 6-9 recite additional features that distinguish over the applied references. Specifically, claim 6 recites, *inter alia*, displaying data of the changed version of the application data that corresponds to the second selected web page formatted according to the at least one web page template. Kloba and the background section of Applicants' specification fail to teach or suggest at least this additional distinguishing feature of claim 6. Claim 7 recites displaying the changed data element corresponding to the second selected web page formatted according to the at least one web page template. This additional distinguishing feature is also not taught or suggested by the applied references. Claims 8 and 9 recite, using respective language, displaying

data of the application data that corresponds to the second selected web page formatted according to the changed web page template. Applicants respectfully submit that at least these additional distinguishing features of the dependent claims are not taught or suggested by Kloba or the background section of the instant specification.

On pages 5 and 6 of the Office Action, independent claim 14 is rejected based on similar rationale as applied to claim 5. Claim 14 recites a method with distinguishing features similar to claims 5, and thus is patentable over the applied references for similar reasons as discussed above.

For example, claim 14 as amended herein recites, among other features:

- receiving from the provider at least one web page template of the website and application data corresponding to the at least one web page template in response to the request;

- transmitting the at least one web page template and the application data to the mobile client device, wherein, in an offline mode, the mobile client device can display a plurality of web pages corresponding to the website, each web page displaying data of the application data formatted according to a common format provided by the at least one web page template; and

- transmitting the changed portion of the at least one web page template and application data to the mobile client device, wherein the mobile client device can use the changed portion to update the at least one web page template and application data stored therein.

As discussed above with respect to similar distinguishing features in claim 5, the applied references, alone, or in combination lack any teaching or suggestion of transmitting the at least one web page template and the application data to the mobile client device, wherein, in an offline mode, the mobile client device can display a plurality of web pages corresponding to the website, each web page displaying data of the application data formatted according to a common format provided by the at least one web page template, as recited in claim 14.

As the applied references fail to disclose or teach of the above noted distinguishing features recited in claim 14, they cannot anticipate claim 14. Accordingly, Applicants respectfully request that the Examiner find claim 14 allowable.

At least based on their dependency to claim 14, claims 15-18 should be found allowable over the applied references, as well as for their additional respective distinguishing features. Accordingly, Applicants respectfully request this rejection be removed and that claims 14-18 be passed to allowance.

On pages 8-12 of the Office Action, independent claims 33 and 34 are rejected based on similar rationale as applied to claims 5 and 14. Claims 33 and 34 recite methods with distinguishing features similar to claims 5 and 14. Accordingly, Applicants respectfully request the rejection of these claims be reconsidered and withdrawn, and that claims 33 and 34 be passed to allowance at least for reasons similar to those presented immediately above for claims 5 and 14, and further in view of their own features.

Claims 35-38 are rejected based on similar rationale as applied to claims 5 and 14. (Office Action, pages 12-20). Independent claims 35-38 are directed to computer program products with features similar to claims 5 and 14. Accordingly, Applicants respectfully request this rejection be reconsidered and withdrawn, and that claims 35-38 be passed to allowance for similar reasons as discussed above with regards to claims 5 and 14, and further in view of their own features.

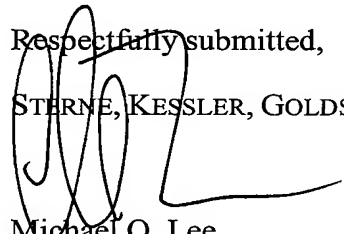
Conclusion

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. Applicants believe that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,

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